

AFFIDAVIT

State of Alabama

Elmore County

BEFORE ME, the undersigned Authority, appeared Cecil Calloway, JR who is known to me and who, having duly sworn, deposed and states as follows:

My name is Cecil (Butch) Calloway, Jr., I have been a resident of Elmore County, Alabama, for more than six months and I am over the age of twenty-one years.

I am the Food Processing Superintendent of Institutional Services Division of the Alabama Department of Corrections. My duties include the supervision of the Meat Processing Supervisor and inmates assigned to Meat Processing Section.

"Cedric Pugh, Plaintiff, stated that on or about February 23, 2006 that he was instructed to operate machinery at the Meat Processing Plant which is true. He was "instructed" on how to operate the piece of machinery he was operating. He was also told numerous times to never stick his hands into that piece of machinery due to obvious safety reasons. There is no reason for anyone to place their hands or any other object into that machine. The being the machine is an Automatic Feed Mixer Ginder, not a "Meat Chipper" which the plaintiff has not ever operated as stated in the complaint. February 23, 2006 was not the "first day" that the plaintiff had operated that machine. He was trained and instructed on January 31, 2006, February 1, 2006 and February 2, 2006 as well as numerous other days before his February 23, 2006 "incident".

Cecil Butch Calloway Jr.
Cecil (Butch) Calloway, Jr.

SWORN and SUBSCRIBED before me this the 25 day of May, 2006.

Elizabeth Bennett
NOTARY PUBLIC

Commission expires

My commission expires March 29, 2008

EXHIBIT

B

JAN. 31, 2006

ELMORE CORRECTIONAL FACILITY
306 SQUAD SIGNOUT ROSTER C

INMOSC

CWH MEAT
CENTRAL WAREHOUSE

PH#: 867-1710 FAX: 000-0000 CELL: 000-0000

INMATE NAME AIS-NR R BIRTH-DT BED# JOB-DATE APPOINTMENT - TIME

CWH MAINT

REED, KENNETH	149541	W 07/24/1961	A1 144	12/23/2006
RIDDLINGER, JEREMY	238520	W 10/24/1978	A1 189	06/13/2006
SCOGGINS, JOSEPH	149174	W 01/24/1967	A1 139	05/05/2004
WILLIAMS, VINCENT	224298M	B 07/08/1961	C1 027	11/30/2005
TOTAL ASSIGNED TO THIS DETAIL IS 4				

3

CWH MEAT

BETTS, TIMOTHY	202617R	B 05/03/1967	A1 035	06/24/2006
BURNELL, CARL E.	138525	B 01/01/1962	B1 160	01/13/2006
CATLIN, CARL	239737	B 01/03/1983	B1 117	08/12/2005
CLARK, CHRISTOPHER	240382	W 09/24/1967	C1 135	06/24/2006
COLVAN, STEVEN A.	214647	W 03/08/1954	B1 186	01/13/2006
CURETON, JONATHAN	229438	W 12/25/1980	C1 059	01/25/2006
DOZIER, DONALD	227824	B 10/04/1981	A2 078	11/30/2005
FELDER, PATRICK	223103	B 03/17/1965	B1 147	06/29/2006
GLASS, ROGER	184241RM	W 05/19/1948	A1 070	01/30/2006
GREEN, FRAZIER	242182	B 11/04/1973	B2 193	01/13/2006
HILL, WALTER JR	187805	B 04/17/1962	B2 168	10/07/2005
HOGAN, DENNIS LOUI	153364	B 09/28/1969	B2 196	12/02/2006
HOLLEY, DONTRELL	180996RM	B 12/26/1974	A1 146	12/19/2005
HUCKLESTON, TIMOTHY	241915	W 04/08/1966	C1 031	01/18/2006
JAMES, DAVID	242628	W 10/11/1983	C2 045	01/18/2006
JOHNSTON, SCOTT	191390	W 05/23/1974	A1 177	08/29/2005
MAHAN, ALEX	243971	B 01/22/1963	C2 119	01/18/2006
MCDANAL, MICHAEL	129413	W 09/01/1961	C1 181	09/09/2005
MILLER, ERIC DEWAY	194616	B 09/21/1971	C1 145	01/11/2006
MOSLEY, JAMES	187312	B 10/07/1972	A1 073	02/22/2005
PATTERSON, STEWART	228931	B 06/15/1961	C1 045	07/18/2005
PERKINS, RICHARD	167731R	B 03/02/1968	A2 175	01/18/2006
PUGH, CEDRIC	182373	S 09/21/1975	B2 146	01/30/2006
RAINEY, TRENT S.	194273	B 11/16/1963	B1 173	08/31/2005
RUSSELL, ANTOIN	241406	B 06/05/1983	B2 042	12/02/2006
SMITH, LORENZO	167719RM	B 08/18/1973	A1 013	12/19/2005
STEPHENSON, SHANNO	204010	B 10/22/1968	B2 134	12/07/2005
TARVER, WILLIAM	243576	W 05/29/1957	B2 041	01/13/2006
TAYLOR, CEASAR	201553	B 05/28/1978	B2 058	10/26/2005
TOLBERT, LARRY	182455R	B 08/03/1975	B2 016	11/08/2006
WARREN, DEMARCUS	243921	B 05/13/1978	C2 093	01/13/2006
WHEATSTONE, TONY	214317	B 04/27/1971	C2 176	11/02/2005
YOWE, JAMES	205290	B 08/24/1969	A1 094	05/14/2004

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FEB. 01, 2006

ELMORE CORRECTIONAL FACILITY
JOB SQUAD SIGNOUT ROSTER C

INMOSO

CWH MEAT
CENTRAL WAREHOUSE

PH#: 567-1710 FAX: 000-0000 CELL: 000-0000

INMATE NAME	AIS-NR	R BIRTH-DT	BED#	JOB-DATE	APPOINTMENT - TIME
CWH MAINT					
REFER, KENNETH	149541	W 07/24/1961	A1 144	06/28/2005	
RIEDLINGER, JEREMY	238520	W 10/24/1978	A1 189	05/13/2006	
SEEDGE, JOSEPH	149174	W 01/24/1987	A1 139	05/05/2004	
WILLIAMS, VINCENT	224298M	B 07/08/1961	C1 027	11/30/2005	
TOTAL ASSIGNED TO THIS DETAIL IS 4					

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CWH MEAT

BETTS, TIMOTHY	202617R	B 05/03/1967	A1 177	06/24/2005
BURRELL, CARL E.	138525	B 01/01/1962	B1 160	01/13/2006
CATLIN, CARL	239737	B 01/03/1983	B1 117	08/12/2006
CLARK, CHRISTOPHER	240282	W 09/24/1967	C1 135	01/11/2006
COLEVIN, STEVEN A.	214647	W 03/06/1954	B1 186	01/13/2006
CORETON, JONATHAN	229438	W 12/25/1980	C1 059	01/25/2006
DOZIER, DONALD	227824	S 10/04/1981	A2 078	11/30/2005
FELDER, PATRICK	223103	B 03/17/1965	B1 147	06/29/2005
GLASS, ROGER	184241RM	W 06/19/1946	A1 070	01/30/2006
GREEN, FRAZIER	242182	B 11/04/1973	B2 193	01/13/2006
HILL, WALTER JR	187805	B 04/17/1962	B2 168	10/07/2006
MCGRANAHAN, DENNIS LOUI	153364	B 09/28/1969	B2 196	12/02/2006
MCCLELLAN, DONTRELL	180995RM	B 12/26/1974	A1 146	12/19/2005
MCGOLSTON, TIMOTHY	241915	W 04/08/1966	C1 031	01/18/2006
JAMES, DAVID	242628	W 10/11/1983	C2 045	01/18/2006
JOHNSON, SCOTT	191390	W 05/23/1974	A1 165	03/29/2006
MAHAN, ALEX	243971	B 01/22/1963	C2 119	01/18/2006
MCDANAL, MICHAEL	129413	W 09/01/1961	C1 181	09/09/2005
MILLER, ERIC DEWAY	194616	B 09/21/1971	C1 148	01/11/2006
MOSLEY, JAMES	187312	B 10/07/1972	A1 073	02/22/2006
PATTERSON, STEWART	228931	B 06/15/1961	A1 036	07/18/2006
PERKINS, RICHARD	167731R	B 03/02/1968	A2 175	01/18/2006
RIGG, GEORIC	182373	B 09/21/1975	B2 148	01/30/2006
RAINEY, TRENT S.	194273	B 11/16/1963	B1 173	08/31/2005
RUSSELL, ANTOIN	241406	B 06/06/1983	B2 042	12/02/2005
SMITH, LORENZO	167719RM	B 08/18/1973	A1 013	12/19/2006
STEPHENSON, SHANNO	204010	B 10/22/1968	B2 134	12/07/2005
TARVER, WILLIAM	243576	W 05/29/1987	B2 041	01/13/2006
TAYLOR, CEASAR	201553	B 05/28/1978	B2 058	01/26/2006
TOLBERT, LARRY	182455R	B 08/03/1976	B2 016	11/08/2006
WARREN, DEMARCUS	243921	B 05/13/1978	C2 093	01/13/2006
WHEESTONE, TONY	214317	B 04/27/1971	C2 176	11/02/2005
YOLIE, JAMES	208298	B 08/24/1969	A1 094	05/14/2004

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PAGE: 609

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ELMORE CORRECTIONAL FACILITY
JOB SQUAD SIGNOUT ROSTER C

FEB. 02, 2006

INMOSO

CWH MEAT
CENTRAL WAREHOUSE

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WLEDGE, JOSEPH	149174	W 01/24/1967	A1 139	05/05/2004	
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BETTS, TIMOTHY	202617R	S 05/03/1967	A1 177	08/24/2005	
BURRELL, CARL F.	138525	S 01/01/1962	B1 160	01/18/2006	CM

MR. SMITH 09:30

CALVIN, CARL	239737	B 01/03/1983	B1 117	08/12/2005	
CHRISTOPHER	240382	W 09/24/1957	C1 135	01/11/2006	Never
COLVIN, STEVEN A.	214647	W 03/06/1954	B1 186	01/13/2006	
CRESTON, JONATHAN	229438	W 12/25/1980	C1 059	01/25/2006	
DOZLER, DONALD	227824	B 10/04/1981	A2 078	11/30/2005	Williams Pick up
FEEDER, PATRICK	228103	B 03/17/1965	B1 147	06/29/2005	11/13 to Stutter
GLASS, ROGER	184241RM	W 05/19/1948	A1 070	01/30/2006	
GREEN, FRAZIER	242182	B 11/04/1973	B2 193	01/13/2006	
HELL, WILFRED JR	187805	B 04/17/1962	B2 168	10/07/2005	
HOGAN, DENNIS LOUI	153364	B 09/28/1969	B2 196	12/02/2005	
HOLLEY, DONRELL	180996RM	S 12/26/1974	A1 146	12/19/2005	

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HOODLESTON, TIMOTHY	241916	W 04/08/1966	C1 031	01/18/2006	
JAMES, DAVID	242628	W 10/11/1983	C2 045	01/18/2006	
JOHNSTON, SCOTT	191390	W 05/23/1974	A1 165	08/29/2005	
KRISHAN, ALEX	243971	B 01/22/1963	C2 119	01/18/2006	
MC DANAL, MICHAEL	129413	W 09/01/1961	C1 181	09/09/2005	
MELLER, ERIC DEWAY	194616	B 09/21/1971	C1 145	01/11/2006	
MOSLEY, JAMES	187312	B 10/07/1972	A1 073	02/22/2005	
PATTERSON, STEWART	228931	B 05/15/1961	A1 035	07/18/2005	
PERKINS, RICHARD	167731R	B 03/02/1968	A2 175	01/18/2006	
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WARREN, DEMARCUS	243921	B 05/13/1978	C2 093	01/18/2006	

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C. Taylor Miller Hale Kennedy Russell
 Webster Tainer Patterson Colvin Pugh Ann Logan
 Straggs 7th Street Gilbert Shurtliff McLean
 Myers Glass Hawkins 6th Street Pestana

FEB. 02, 2006

ELMORE CORRECTIONAL FACILITY
JOB SQUAD SIGNOUT ROSTER C

INMOSO

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WHETSTONE, TONY	214317	B 04/27/1971	CZ 176	11/02/2005	
YOWE, JAMES	205290	B 08/24/1969	A1 094	05/14/2004	
TOTAL ASSIGNED TO THIS DETAIL IS 33					

TOTAL ASSIGNED THIS SQUAD IS 37

TOTAL OUT: 34 TIME OUT: 620 DATE: _____

RECEIVED BY: J. Don OFFICER: _____
F. NUNN/D. DONOVAN/B. FOMBY

TOTAL IN: _____ TIME IN: _____ DATE: _____

RETURNED BY: _____ OFFICER: _____